

MEMORANDUM

Agenda Item No. 11(A)(44)

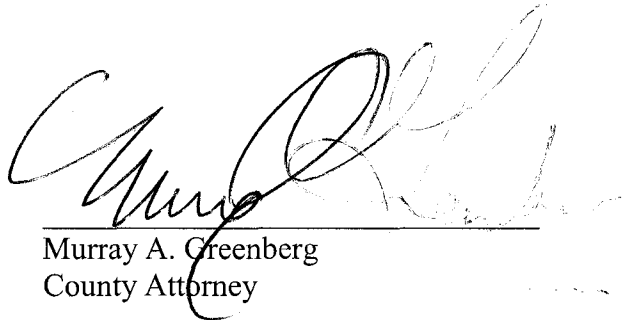
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 24, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution relating to
intervening in ongoing legal
challenges regarding the City
of Doral

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Natacha Seijas.



Murray A. Greenberg
County Attorney

MAG/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 24, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(44)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☒ * No committee review of this resolution, but the issue was disussed at committee

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 11(A)(44)

1-24-06

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY ATTORNEY TO
CHALLENGE OR SEEK TO INTERVENE IN ONGOING
LEGAL CHALLENGES TO THE CITY OF DORAL'S
DECISION TO REDESIGNATE LANDS ABUTTING THE
MIAMI-DADE COUNTY RESOURCE RECOVERY FACILITY
TO ALLOW RESIDENTIAL USE

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA,** that this Board hereby directs the County Attorney to
challenge, or seek to intervene in ongoing legal challenges to, the City of Doral's comprehensive
plan amendment(s) redesignating lands adjacent to the Miami-Dade County Resource Recovery
Facility to allow residential uses. Such action shall be taken upon a determination that a
sufficient legal and factual basis exists to bring such challenge, based on information provided
by the County Manager.

The foregoing resolution was sponsored by Commissioner Natacha Seijas and offered by
Commissioner _____, who moved its adoption. The motion was seconded by
Commissioner _____ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman
Dennis C. Moss, Vice-Chairman

Bruno A. Barreiro
Audrey M. Edmonson
Sally A. Heyman
Dorrian D. Rolle
Katy Sorenson
Sen. Javier D. Souto

Jose "Pepe" Diaz
Carlos A. Gimenez
Barbara J. Jordan
Natacha Seijas
Rebeca Sosa

The Chairman thereupon declared the resolution duly passed and adopted this 24th day of January, 2006. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Joni Armstrong Coffey